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7/21/07

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*Counsel for the Official Committee of Equity Security Holders of  
USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:	) BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE COMPANY	) Chapter 11
Debtor	)
In re:	) BK-S-06-10726-LBR
USA CAPITAL REALTY ADVISORS, LLC,	) Chapter 11
Debtor	)
In re:	) BK-S-06-10727-LBR
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,	) Chapter 11
Debtor	)
In re:	) BK-S-06-10728-LBR
USA CAPITAL FIRST TRUST DEED FUND, LLC,	) Chapter 11
Debtor.	)
In re:	) BK-S-06-10729-LBR
USA SECURITIES, LLC,	) Chapter 11
Debtor.	)
Affects	)
<input type="checkbox"/> All Debtors	)
<input type="checkbox"/> USA Commercial Mortgage Co.	)
<input type="checkbox"/> USA Securities, LLC	) DATE: February 15, 2007
<input type="checkbox"/> USA Capital Realty Advisors, LLC	) TIME: 9:30 a.m.
<input type="checkbox"/> USA Capital Diversified Trust Deed	)
<input checked="" type="checkbox"/> USA First Trust Deed Fund, LLC	)

**NOTICE OF ENTRY OF ORDER RE STIPULATION RE MOTION BY THE  
OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL  
FIRST TRUST DEED FUND LLC TO ESTIMATE AN ADEQUATE RESERVE FOR  
UNLIQUIDATED AND DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER  
DISTRIBUTIONS TO FTDF MEMBERS (SPANGLER)**

PLEASE TAKE NOTICE that an Order re Stipulation re Motion by the Official

1 Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC to  
2 Estimate an Adequate Reserve for Unliquidated and Disputed Claims in Order to Permit  
3 Further Distributions to FTDF Members (Spangler) was entered on the 20th day of February,  
4 2007, a true and correct copy of which is attached hereto.  
5

6 DATED this 21st day of February, 2007.

7 SHEA & CARLYON, LTD.

8   
9

10 JAMES PATRICK SHEA  
11 CANDACE C. CARLYON  
12 SHLOMO S. SHERMAN  
13 233 South Fourth Street, Second Floor  
14 Las Vegas, Nevada 89101

15 and

16 STUTMAN, TREISTER & GLATT, P.C.  
17 FRANK A. MEROLA  
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19 CHRISTINE M. PAJAK  
20 1901 Avenue of the Stars, 12<sup>th</sup> Floor  
21 Los Angeles, CA 90067  
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Entered on Docket  
February 20, 2007

Hon. Linda B. Riegle  
United States Bankruptcy Judge

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*Counsel for the Official Committee of Equity Security Holders of  
USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:	) BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE COMPANY	) Chapter 11
Debtor	)
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USA CAPITAL REALTY ADVISORS, LLC,	) Chapter 11
Debtor	)
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USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,	) Chapter 11
Debtor	)
In re:	) BK-S-06-10728-LBR
USA CAPITAL FIRST TRUST DEED FUND, LLC,	) Chapter 11
Debtor.	)
In re:	) BK-S-06-10729-LBR
USA SECURITIES, LLC,	) Chapter 11
Debtor.	)

Affects

- ☐ All Debtors
- ☐ USA Commercial Mortgage Co.
- ☐ USA Securities, LLC
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed
- ☒ USA First Trust Deed Fund, LLC

DATE: February 15, 2007  
TIME: 9:30 a.m.

**ORDER RE STIPULATION RE MOTION BY THE OFFICIAL COMMITTEE OF  
EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND  
LLC TO ESTIMATE AN ADEQUATE RESERVE FOR UNLIQUIDATED AND  
DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER DISTRIBUTIONS TO  
FTDF MEMBERS (SPANGLER)**


The Court having considered the Stipulation re Motion by the Official Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC to Estimate an Adequate Reserve for Unliquidated and Disputed Claims in Order to Permit Further Distributions to FTDF Members (Spangler) (the "Stipulation") [docket no. 2779] and good cause appearing:

IT IS HEREBY ORDERED THAT the Stipulation is approved.

IT IS FURTHER ORDERED THAT on an interim basis, pending resolution of the objection to the Spangler Claims, a reserve in the amount of \$130,678.50 shall be established on behalf of the Spangler Claims.

SUBMITTED BY:

SHEA & CARLYON, LTD.

  
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SHLOMO S. SHERMAN  
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Las Vegas, Nevada 89101

and

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4 Los Angeles, CA 90067

5 **[All other signatures waived in open court.]**

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**RULE 9021 DECLARATION**

In accordance with Local Rule 9021, the undersigned certifies:

☒ The Court waived the requirements of LR 9021.

☐ I have delivered a copy of proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:

☐ approved the form of this order;

☐ waived signature in open court; and/or

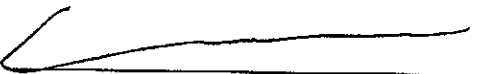
☐ failed to file and serve papers in accordance with LR 9021(c).

☐ I have delivered a copy of this proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and all have either approved the form of this order, waived the right to review the order, failed to file and serve papers in accordance with LR 9021(c) and the following have disapproved the order:

☐ No opposition was filed to the motion and no other party or counsel appeared at the hearing.

DATED this 16 day of February, 2007.

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